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RASIER, LLC; and RASIER-CA, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

Case No. 3:23-md-03084-CRB

**DECLARATION OF
MICHAEL B. SHORTNACY IN SUPPORT
OF DEFENDANTS' MOTION TO DISMISS
CASES FOR FAILURE TO COMPLY WITH
AMENDED PTO 10**

This Document Relates to:

Date: February 13, 2026
Time: 10:00 a.m.
Courtroom: 6 – 17th Floor

*Jane Doe TP v. Uber Technologies, Inc.,
et al.*, No. 3:25-cv-07484-CRB

1 *Jane Doe NT v. Uber Technologies, Inc.,*
2 *et al.*, No. 3:25-cv-07540-CRB

3 *Jane Doe LF v. Uber Technologies, Inc.,*
4 *et al.*, No. 3:25-cv-07542-CRB

5 *Jane Doe JL v. Uber Technologies, Inc.,*
6 *et al.*, No. 3:25-cv-07545-CRB

7 *A.E. v. Uber Technologies, Inc., et al.*,
8 No. 3:25-cv-07668-CRB

9 *Jane Doe LS 639 v. Uber Technologies,*
10 *Inc., et al.*, No. 3:25-cv-07616-CRB

11 *Jane Doe LS 640 v. Uber Technologies,*
12 *Inc., et al.*, No. 3:25-cv-07628-CRB

13 *S.W. v. Uber Technologies, Inc., et al.*,
14 No. 3:25-cv-07695-CRB

15 *C.F. v. Uber Technologies, Inc., et al.*,
16 No. 3:25-cv-07698-CRB

17 *A.B. v. Uber Technologies, Inc., et al.*,
18 No. 3:25-cv-07699-CRB

19 *K.H. v. Uber Technologies, Inc., et al.*,
20 No. 3:25-cv-07700-CRB

21 *J.K.R. v. Uber Technologies, Inc., et al.*,
22 No. 3:25-cv-07734-CRB

23 *D.V. v. Uber Technologies, Inc., et al.*,
24 No. 3:25-cv-07747-CRB

25 *M.W. v. Uber Technologies, Inc., et al.*,
26 No. 3:25-cv-07753-CRB

27 *Jane Roe CL 6 v. Uber Technologies,*
28 *Inc., et al.*, No. 3:25-cv-05892-CRB

Jane Doe LS 643 v. Uber Technologies,
Inc., et al., No. 3:25-cv-08050-CRB

J.C. v. Uber Technologies, Inc., et al.,
No. 3:25-cv-08073-CRB

Jane Doe NLG (R.K.) v. Uber
Technologies, Inc., et al., No. 3:25-cv-
07976-CRB

A.R. v. Uber Technologies, Inc., et al.,
No. 3:25-cv-08075-CRB

- 1 *Jane Doe LS 646 v. Uber Technologies,*
Inc., et al., No. 3:25-cv-08086-CRB
- 2
- 3 *M.J. v. Uber Technologies, Inc., et al.,*
No. 3:25-cv-08088-CRB
- 4 *Jane Doe NLG (N.H.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-
- 5 08109-CRB
- 6 *Jane Doe NLG 5 (A.H.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-
- 7 08112-CRB
- 8 *B.K. v. Uber Technologies, Inc., et al.,*
No. 3:25-cv-08170-CRB
- 9
- 10 *Jane Doe NLG (N.S.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-
- 11 08186-CRB
- 12 *Jane Doe NLG (A.C.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-
- 13 08187-CRB
- 14 *S.C. v. Uber Technologies, Inc., et al.,*
No. 3:25-cv-08317-CRB
- 15 *S.B. v. Uber Technologies, Inc., et al.,*
No. 3:25-cv-08326-CRB
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- 17 *C.W. v. Uber Technologies, Inc., et al.,*
No. 3:25-cv-08329-CRB
- 18 *SC.S. v. Uber Technologies, Inc., et al.,*
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- 20 *Jane Roe CL 211 v. Uber Technologies,*
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- 21 *Jane Doe NLG (D.S.) v. Uber*
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- 22 08258-CRB
- 23 *Jane Doe NLG 2 (J.C.) v. Uber*
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- 24 08259-CRB
- 25 *Jane Doe NLG (M.U.) v. Uber*
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- 26 08264-CRB
- 27 *D.M. v. Uber Technologies, Inc., et al.,*
No. 3:25-cv-08420-CRB
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1 *C.C. v. Uber Technologies, Inc., et al.*,
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2 *R.B. v. Uber Technologies, Inc., et al.*,
3 No. 3:25-cv-08449-CRB

4 *E.M. v. Uber Technologies, Inc., et al.*,
5 No. 3:25-cv-08451-CRB

6 *Jane Roe CL 212 v. Uber Technologies,*
Inc., et al., No. 3:25-cv-08470-CRB

7 *J.G. v. Uber Technologies, Inc., et al.*,
8 No. 3:25-cv-08507-CRB

9 *D.S. v. Uber Technologies, Inc., et al.*,
No. 3:25-cv-08519-CRB

10 *Jane Doe NLG 4 (J.L.) v. Uber*
11 *Technologies, Inc., et al.*, No. 3:25-cv-
08523-CRB

12 *Jane Doe NLG 2 (V.F.) v. Uber*
13 *Technologies, Inc., et al.*, No. 3:25-cv-
08545-CRB

14 *Jane Doe NLG (J.O.) v. Uber*
15 *Technologies, Inc., et al.*, No. 3:25-cv-
08567-CRB

16 *P.S. v. Uber Technologies, Inc., et al.*,
17 No. 3:25-cv-08574-CRB

18 *Jane Doe NLG 2 (T.B.) v. Uber*
19 *Technologies, Inc., et al.*, No. 3:25-cv-
08633-CRB

20 *Jane Doe NLG 2 (S.G.) v. Uber*
21 *Technologies, Inc., et al.*, No. 3:25-cv-
08707-CRB

22 *Jane Doe NLG 3 (B.G.) v. Uber*
23 *Technologies, Inc., et al.*, No. 3:25-cv-
08732-CRB

24 *Jane Doe NLG 2 (J.H.) v. Uber*
25 *Technologies, Inc., et al.*, No. 3:25-cv-
08736-CRB

26 *Jane Doe NLG (Y.H.) v. Uber*
27 *Technologies, Inc., et al.*, No. 3:25-cv-
08742-CRB

1 *Jane Roe CL 216 v. Uber Technologies,*
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3 *Jane Doe NLG (V.S.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-

4 08757-CRB

5 *Jane Roe CL 218 v. Uber Technologies,*
Inc., et al., No. 3:25-cv-08789-CRB

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7 *D.S. v. Uber Technologies, Inc., et al.,*
 No. 3:25-cv-08807-CRB

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9 *E.W. v. Uber Technologies, Inc., et al.,*
 No. 3:25-cv-08818-CRB

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11 *J.J. v. Uber Technologies, Inc., et al.,*
 No. 3:25-cv-08822-CRB

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13 *K.L.J. v. Uber Technologies, Inc., et al.,*
 No. 3:25-cv-08825-CRB

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15 *Jane Doe NLG 3 (P.L.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-

16 08865-CRB

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18 *Jane Doe NLG (M.S.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-

19 09006-CRB

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21 *Jane Roe CL 219 v. Uber Technologies,*
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23 *Jane Doe NLG (M.O.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-

24 09181-CRB

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26 *Jane Doe NLG (R.R.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-

27 09182-CRB

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29 *Jane Doe NLG (K.G.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-

30 09184-CRB

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32 *Jane Doe NLG (J.R.) v. Uber*
Technologies, Inc., et al., No. 3:25-cv-

33 09186-CRB

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35 *A.W. v. Uber Technologies, Inc., et al.,*
 No. 3:25-cv-09188-CRB

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37 *G.M. v. Uber Technologies, Inc., et al.,*
 No. 3:25-cv-09190-CRB

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1 *K.D. v. Uber Technologies, Inc., et al.*,
No. 3:25-cv-09191-CRB

2 *O.G. v. Uber Technologies, Inc., et al.*,
3 No. 3:25-cv-09192-CRB

4 *Jane Doe NLG (T.J.) v. Uber*
5 *Technologies, Inc., et al.*, No. 3:25-cv-
09193-CRB

6 *Jane Doe NLG (R.M.) v. Uber*
7 *Technologies, Inc., et al.*, No. 3:25-cv-
09197-CRB

8 *Jane Doe NLG (A.G.) v. Uber*
9 *Technologies, Inc., et al.*, No. 3:25-cv-
09205-CRB

10 *Jane Doe NLG (C.B.) v. Uber*
11 *Technologies, Inc., et al.*, No. 3:25-cv-
09213-CRB

DECLARATION OF MICHAEL B. SHORTNACY

I, Michael B. Shortnacy, declare pursuant to 28 U.S.C. § 1746:

1. I am over the age of 18 and am a resident of Los Angeles, California. I respectfully submit this declaration in Support of Defendants Uber Technologies, Inc.’s, Raiser LLC’s, and Raiser-CA, LLC’s (collectively, “Defendants”) motion to dismiss the cases of certain Plaintiffs for noncompliance with Amended Pretrial Order No. 10 (“Amended PTO 10”).

2. I am a partner at the law firm of Shook, Hardy & Bacon L.L.P., representing Defendants in this MDL. I am a member in good standing of the Bar of the State of California, the Bar of the State of New York, and the Bar of the District of Columbia. I make this declaration based upon matters within my own personal knowledge. If called as a witness, I could and would competently testify to the matters set forth herein.

3. In March 2024, the Court entered Pretrial Order No. 10 in this matter, requiring each Plaintiff to submit a “substantially complete” PFS that “answer[ed] all applicable questions,” “[i]nclude[d] a signed declaration” or verification that the PFS answers are true and correct, “provide[d] duly executed record release Authorizations,” and was accompanied by a production of “the requested documents.” ECF No. 348 at 6. For Plaintiffs who filed their cases before March 26, 2024, the PFS were due within sixty days of that date. *Id.* at 5. For all other Plaintiffs, the PFS were due within 30 days of the case being filed in, removed to, or transferred to this MDL. *Id.* at 5-6.

4. On October 31, 2025, the parties filed a stipulation proposing amendments to PTO 10 (“Amended PTO 10”). ECF No. 4274. The Court granted the stipulation on November 3, 2025. ECF No. 4286.

5. Amended PTO 10 states that if a Plaintiff fails to timely and substantially comply with the Order, Uber may serve them with a “Notice of Overdue Discovery” identifying the Plaintiff’s violation(s) and stating that if Plaintiff does not comply their case may be subject to dismissal. ECF No. 4274-1 at 8. If that Plaintiff then fails to cure within thirty days of service of the Notice of Overdue Discovery, Uber may move the Court for an Order dismissing the relevant Complaint without

1 prejudice.¹ *Id.*

2 6. The Plaintiffs listed in the attached **Exhibit A** have, as of January 9, 2026, all failed to
 3 comply with their Amended PTO 10 obligations. Specifically, none of these Plaintiffs have produced
 4 a PFS. Uber served each of these Plaintiffs, listed in Exhibit A, with a written Notice of Overdue
 5 Discovery on a date, more than thirty days ago. Plaintiffs have failed to cure their non-compliance
 6 with Amended PTO 10 and thus, following the procedures specified in the Order, Uber respectfully
 7 moves the Court to dismiss Plaintiffs' complaints without prejudice.

8
 9 I declare under penalty of perjury that the foregoing is true and correct.

10
 11 Executed on January 9, 2026 in Los Angeles, California.

12
 13
 14 **SHOOK, HARDY & BACON L.L.P.**

15 By: /s/ Michael B. Shortnacy

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20 Los Angeles, CA 90067

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23 *Attorney for Defendants*

24 UBER TECHNOLOGIES, INC., RASIER,
 25 LLC, and RASIER-CA, LLC

26 ¹ Amended PTO 10 also requires the Parties to meet and confer regarding any PFS deficiencies prior
 27 to Uber moving the Court for a dismissal without prejudice based on such deficiencies. However, this
 28 Motion only pertains to Plaintiffs that have failed to submit a PFS altogether (as opposed to submitting
 anything that Uber argues is deficient) and therefore this PTO conferral provision is not applicable
 here and no conferral is required.